



City Council Agenda
Closed Session Meeting - 5:00 p.m.
Regular Meeting - 6:00 p.m.

Wednesday, March 16, 2022

Council Chambers, 825 Imperial Beach Boulevard, Imperial Beach, CA. 91932

Public Comments: Members of the public can participate in-person at the City Council meeting to provide public comments or they can participate electronically. Members of the public who wish to watch City Council meetings, are encouraged to stream from the City website at https://www.imperialbeachca.gov/council_meetings. In lieu of in-person attendance and only during the time of the COVID-19 emergency, members of the public can submit their comments on specific agenda items via e-mail at comments@imperialbeachca.gov. Comments will be accepted prior to the City Council meeting and up until the time that the Mayor announces that public comment is closed for each particular agenda item. A recess may be called to allow City Staff time to retrieve the correspondence. Please note in your email subject line the item on the agenda that you wish to comment on and please specify if you would like the written comment to be read aloud or just to be entered into the record. Please note that if you request the comment to be read aloud during the meeting, it will be limited to three (3) minutes so that business can be efficiently completed at the meeting.

Providing Oral Comments During the Meeting: To provide oral public comment during the meeting, attend in-person or join Zoom via desktop computer/cell phone app or telephone (see meeting details below). Members of the public will not be shown on video; they will be able to watch and listen and to speak when called upon. If you would like to speak on an item, use the "Raise Hand" option on the desktop/phone app or press *9 on your telephone when instructed to do so. Public Comments will be limited to three (3) minutes so that business can be efficiently completed at the meeting.

Join Zoom: <https://us02web.zoom.us/j/81524097760?pwd=VzAvTzREWIRPakhXTGI5SDJZVWt3UT09>

Or Telephone:

+1 669 900 6833 or +1 253 215 8782

Webinar ID: 815 2409 7760

Passcode: 835123

1. **CLOSED SESSION CALL TO ORDER**
2. **ROLL CALL**
3. **CLOSED SESSION**
 1. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Govt. Code Section 54956.9(d)(1) (1 case)
Case No. 3:18-cv-00457-JM-JB
 2. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Govt. Code Section 54956.9(d)(1) (1 case)
Case No. 37-2017-00019775

Reconvene and announce action (if appropriate).
4. **ADJOURN CLOSED SESSION**
5. **CALL REGULAR MEETING TO ORDER**
6. **ROLL CALL**
7. **PLEDGE OF ALLEGIANCE**
8. **REIMBURSEMENT DISCLOSURES/REPORTS ON ASSIGNMENTS AND COMMITTEES**

All City Council assignments are available for review in the City Clerk's Office.
9. **COMMUNICATIONS FROM CITY STAFF**
10. **PUBLIC COMMENT**

Each person wishing to address the City Council regarding items not on the posted agenda may do so at this time. In accordance with State law, Council may not take action on an item not scheduled on the agenda. If appropriate, the item will be referred to the City Manager or placed on a future agenda.
11. **PRESENTATIONS**
 - 11.a. **RECOGNITION OF WOMEN'S HISTORY MONTH. (0410-30)**

Recommendation:
Staff recommends the City Council consider approval of the Proclamation recognizing March as National Women's History Month, specifically the contribution of the women employees of the City of Imperial Beach.
 - 11.b. **PROCLAMATION DISCOURAGING THE SALE OF RUSSIAN PRODUCTS. (0410-30)**

Recommendation:
Staff recommends the City Council consider the proposed proclamation.
12. **CONSENT CALENDAR**

All matters listed under Consent Calendar are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items, unless the item is removed from the Consent Calendar by action of the City Council. A Councilmember or member of the public may make a comment on any item on the Consent Calendar.

Recommendation:
To approve Consent Calendar Item Nos. 12.a through 12.h.

12.a. APPROVAL OF CITY COUNCIL MEETING MINUTES

Recommendation:

That the City Council approves the Regular Meeting Minutes of October 20, 2021.

12.b. RATIFICATION OF WARRANT REGISTER FOR THE PERIOD FROM FEBRUARY 19, 2022 TO MARCH 4, 2022. (0300-25)

Recommendation:

Staff is requesting that the City Council ratify and file the Warrant Register Report.

12.c. RESOLUTION NO. 2022-14 AUTHORIZING REMOTE TELECONFERENCE MEETINGS AS NEEDED DURING THE COVID-19 LOCAL AND STATE EMERGENCY PURSUANT TO BROWN ACT PROVISIONS. (0410-95)

Recommendation:

Approve Resolution 2022-14.

12.d. RESOLUTION NO. 2022-15 CONTINUING THE PROCLAMATION OF A STATE OF AN ONGOING LOCAL EMERGENCY RELATED TO COVID-19. (0210-25)

Recommendation:

Approve Resolution No. 2022-15

12.e. SECOND READING AND ADOPTION OF ORDINANCE NO. 2022-1208 ADOPTING BOUNDARIES FOR CITY COUNCIL DISTRICTS FOLLOWING THE 2020 DECENNIAL FEDERAL CENSUS AND PURSUANT TO THE FAIR MAPS ACT. (0430-95)

Recommendation:

It is recommended that the City Council conduct the second reading and adopt Ordinance No. 2022-1208 by title only and waive further reading.

12.f. APPROVE RESOLUTION 2022-16 UPDATING THE CITY OF IMPERIAL BEACH AUTHORIZED SIGNATORIES WITH THE LOCAL AGENCY INVESTMENT FUND (LAIF) OF THE CALIFORNIA STATE TREASURY. (0350-30)

Recommendation:

Staff is recommending that the City Council adopt Resolution No. 2022-16 updating the City of Imperial Beach authorized signatories with the Local Agency Investment Fund (LAIF) of the California State Treasury to reflect the addition of the Finance Manager.

12.g. SECOND READING AND ADOPTION OF ORDINANCE NO. 2022-1209 AMENDING TITLE 4 OF THE IMPERIAL BEACH MUNICIPAL CODE TO ADD A NEW CHAPTER 4.62 RELATED TO MICROENTERPRISE HOME KITCHEN OPERATIONS. (0610-95)

Recommendation:

That the City Council conduct the second reading, waive further reading, and adopt Ordinance No. 2022-1209, approving the proposed amendment to Title 4 of the Imperial Beach Municipal Code providing regulations for MEHKOs operating with the City of Imperial Beach.

- 12.h. **RC COMMERCIAL HOLDINGS, LLC (APPLICANT); TIME EXTENSION FOR CP 200060; CUP 200061; DRC 200062; SPR 200063; VAR 200064; AND CLASS 32 CATEGORICAL EXEMPTION PER CEQA SECTION 15332 FOR A TWO-STORY COMMERCIAL BUILDING AT 951 SEACOAST DRIVE. (0600-20)**

Recommendation:

That the City Council adopt Resolution 2022-18, approving a six (6) month time extension for Regular Coastal Permit (CP 200060), Conditional Use Permit (CUP 200061), Design Review Case (DRC 200062), Site Plan Review (SPR 200063), Variance (VAR 200064), and Categorical Exemption pursuant to CEQA Guidelines 15332 Class 32 (In-Fill Development) to demolish the existing single-family residence and construct a new two-story commercial building with a roof deck at 951 Seacoast Drive (APN 625-352-23-00) in the C/MU-2 (Seacoast Commercial and Mixed Use) Zone.

13. ORDINANCES/INTRODUCTION & FIRST READING

- 13.a. **CITY COUNCIL CONSIDERATION OF ORDINANCE 2022-1212 AMENDING THE NOISE REGULATIONS OF IMPERIAL BEACH IN PUBLIC PARKS AND OTHER PUBLIC SPACES. (0470-95)**

Recommendation:

Staff recommends introduction of Ordinance 2022-1212 amending the noise regulations.

14. PUBLIC HEARINGS

- 14.a. **THE SALTY FROG (APPLICANT); CONDITIONAL USE PERMIT (CUP-22-0005), REGULAR COASTAL PERMIT (CP-22-0007), AND CATEGORICAL EXEMPTION PURSUANT TO CEQA GUIDELINES SECTION 15301 CLASS (EXISTING FACILITIES) FOR A COCKTAIL BAR WITH LIVE ENTERTAINMENT. (0600-20)**

Recommendation:

That the City Council adopt Resolution 2022-17, approving Conditional Use Permit (CUP-22-0005), Regular Coastal Permit (CP-22-0007), and Categorical Exemption pursuant to CEQA Guidelines Section 15301 Class 1 (Existing Facilities), allowing the operation of a cocktail bar with live entertainment at 992 Palm Ave. (APN 626-221-11-00), which is located in the C/MU-1 (General Commercial and Mixed-Use) Zone.

15. REPORTS

- 15.a. **INVESTMENT UPDATE PRESENTED BY CHANDLER ASSET MANAGEMENT. (0350-90)**

Recommendation:

Staff recommends the City Council receive and file the investment update report from Chandler Asset Management.

- 15.b. **CONSIDERATION OF RESOLUION 2022-19, AN AGREEMENT BETWEEN THE CITY OF IMPERIAL BEACH AND THE SAN DIEGO COUNTY SHERIFF'S DEPARTMENT FOR THE PROVISION OF LAW ENFORCEMENT SERVICES. (0260-10)**

Recommendation:

Staff recommends adoption of Resolution 2022-19 authorizing the City Manager to execute an agreement between the City of Imperial Beach and the San Diego County Sheriff's Department for the provision of law enforcement services.

- 15.c. **RESOLUTION 2022-13 TO APPROVE AN AGREEMENT WITH UTILITY SERVICE PARTNERS PRIVATE LABEL, INC. FOR THE NATIONAL LEAGUE OF CITIES SERVICE LINE WARRANTY PROGRAM. (0830-90)**

Recommendation:

Staff recommends Council adopt Resolution 2022-13.

15.d. DISCUSSION REGARDING REPORTING PROCEDURES FOR CITY COUNCIL ASSIGNMENTS. (0410-50)

Recommendation:

Staff recommends the City Council discuss the reporting procedures and provide specific direction, if any, to the City Manager.

16. I.B. REDEVELOPMENT AGENCY SUCCESSOR AGENCY REPORTS

17. ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)

18. CITY COUNCIL FUTURE AGENDA REQUESTS

19. ADJOURN REGULAR MEETING

THE CITY COUNCIL ALSO SITS AS THE IMPERIAL BEACH PLANNING COMMISSION, PUBLIC FINANCING AUTHORITY, HOUSING AUTHORITY, AND IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY.

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT AND CALIFORNIA GOVERNMENT CODE SECTION 54953(e), THE CITY OF IMPERIAL BEACH REQUESTS THAT INDIVIDUALS WHO REQUIRE REASONABLE ACCOMMODATION TO FULLY PARTICIPATE IN THIS MEETING CONTACT THE CITY CLERK'S OFFICE AT (619) 628-2347 OR TTY 711 AS SOON AS POSSIBLE DURING REGULAR BUSINESS HOURS AND NOT LATER THAN AT LEAST TWELVE (12) HOURS IN ADVANCE OF THE MEETING TO DISCUSS YOUR ACCESSIBILITY NEEDS.

ANY WRITINGS OR DOCUMENTS PROVIDED TO A MAJORITY OF THE CITY COUNCIL/PLANNING COMMISSION/PUBLIC FINANCING AUTHORITY/HOUSING AUTHORITY/I.B. REDEVELOPMENT AGENCY SUCCESSOR AGENCY REGARDING ANY ITEM ON THIS AGENDA WILL BE MADE AVAILABLE FOR PUBLIC INSPECTION ON THE CITY'S WEBSITE AT

https://www.imperialbeachca.gov/council_meetings